

STATE OF NEW HAMPSHIRE  
BOARD OF PHARMACY

**June 21, 2006**

A regular meeting of the New Hampshire Board of Pharmacy was held on **June 21, 2006** at the Board office, 57 Regional Drive, Concord, New Hampshire. The meeting was **called to order at 9:00 a.m.** with President Kristina Genovese presiding.

**I. ROLL CALL - AGENDA REVIEW - ANNOUNCEMENTS**

**PRESENT**

Kristina Genovese, President  
George L. Bowersox, Vice-President  
Vahrij Manoukian, Treasurer  
Sandra B. Keans, Secretary  
Margaret E. Hayes, Member  
Ronald L. Petrin, Member

**ALSO PRESENT**

Peter A. Grasso,  
Chief Compliance Investigator  
Margaret A. Clifford,  
Compliance Investigator  
Carl T. Kelly,  
Compliance Investigator

**ABSENT**

Paul G. Boisseau, Executive Secretary

**II. REVIEW/ADOPTION OF MINUTES**

Minutes of the **May 17, 2006 regular meeting** of the Board were accepted as submitted. **(Manoukian/Bowersox). Voted (passed – Commissioner Petrin abstained).**

**III. LICENSING**

**A. Pharmacists**

**Reinstatement**

**MAZEJKA, Steven J.**  
Rindge, NH

- NH Pharmacist License No. R1080
- Date of Original Licensure: April 22, 1986.
- Reinstatement application complete.
- Continuing education requirements current.

- Jurisprudence examination passed (01/15/2006)
- Contract with PharmAssist Foundation, signed September 20, 2005, in compliance.

**Motion (Hayes/Petrin) to reinstate Mr. Mazejka's license to practice pharmacy in the State of New Hampshire based on continued compliance with conditions set forth by the Board and the PharmAssist Program. Voted (unanimous).**

## **B. Pharmacy Technicians**

### Voluntary Surrender

**SPENCER, Cynthia**  
Bethlehem, NH

- NH Registration No. PT0678
- Case File No. 41/06

**Motion (Manoukian/Petrin) to accept the *Voluntary Surrender* of pharmacy technician registration No. PT0678 issued to Cynthia Spencer effective immediately. Voted (unanimous).**

## **C. Pharmacy**

### 1. New

**WALGREENS #09613**  
283 Main Street  
Nashua, NH 03060

Pharmacist-In-Charge: **Bruce A. Wilson, R.Ph.**  
NH Pharmacist License No. R1592  
Owner/Corporate Officer/Supervisor: **Leo J. Lariviere, R.Ph.**  
Pharmacy Supervisor

Application complete.

**Motion (Keans/Manoukian) granting a temporary permit to Walgreens #09613 located at 283 Main Street, Nashua, NH based upon successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (unanimous).**

2. Request for Waiver

The following pharmacies requested a waiver of Ph 303.02(k) relative to security provisions, for delivery of prescription drugs, not addressed in the guidelines established by the Board on August 17, 2005. This item was tabled, for further consideration, by the Board at its May 17, 2006 meeting.

- (a) **BROOKS PHARMACY #482**  
24 Fort Eddy Road  
Concord, NH 03301
- (b) **CVS PHARMACY #0723**  
633 Amherst Street  
Nashua, NH 03063
- (c) **RITE AID PHARMACY #1397**  
53 Church Street  
Kingston, NH 03848
- (d) **RITE AID PHARMACY #3744**  
50 South Main Street  
Wolfeboro, NH 03894
- (e) **RITE AID PHARMACY #4794**  
41 Carroll Street  
Pittsfield, NH 03263

**Motion (Keans/Petrin) authorizing a moratorium on the granting of any further waivers of Ph 303.02(k), including the above petitioners, until the Board is able to obtain additional information. Motion (Passed).**

*Annotations: The Board directed that status quo will be maintained for those pharmacies that have already been inspected and granted waivers.*

*The Board directed that the conditional waiver granted to CVS Pharmacy #593 (15 Crystal Avenue, Derry, NH) be revoked immediately.*

**This agenda item is laid on the table until further notice.**

IV. CONTINUING EDUCATION

A. **Annual Continuing Education Audit**

Pursuant to the continuing education audit (of 2005 programs for 2006 pharmacist license renewal), the Continuing Education Advisory Council reports that the following NH licensed pharmacists did not comply with the continuing education requirements and/or did not respond to the audit request, and accordingly, recommends that disciplinary procedures be initiated:

1. **WANDA R. ALDRICH**  
Lincoln, NE  
  
Lic. # 2037  
  
*Short 2½ hours of correspondence.*
2. **JAMES L. ANDRIOTAKIS**  
Boxford, MA  
  
Lic. # R1519  
  
*Short 2 hours of correspondence.*
3. **ROSS M. CARTER**  
Cary, NC  
  
Lic. # 3237  
  
*Short 5 hours of didactic.*
4. **WILLIAM J. FACCON**  
New London, NH  
  
Lic. # R0468  
  
*Short 2 hours of correspondence.*
5. **JOHN REILLY**  
Dover, NH  
  
Lic. # 1979  
  
*Short 9 hours of correspondence.*

**Motion (Petrin/Bowersox) to propose *Settlement Agreements* for #1 - #5 as referenced above according to the *Schedule of Fines and Penalties for CE Violations* as approved by the Board. Voted (unanimous).**

The following NH licensed pharmacists did not respond to the first request for CE documents (mailed March 21, 2006) as well as the second request (sent via certified mail, return receipt requested on May 9, 2006). The Council therefore recommends that a *Notice of Hearing* be issued to the following Respondents (#6 and #7).

**6. HASSAN M. ATOUI**

Dearborn Heights, MI

Lic. # 2926

*No response to audit. Short 15 hours total (5 hours didactic / 10 hours correspondence)*

**7. VEERA V. INDANA**

Littleton, NH

Lic. # 3370

*No response to audit. Short 15 hours total (5 hours didactic / 10 hours correspondence)*

**Motion (Hayes/Petrin) to issue a Notice of Hearing to #6 and #7 as referenced above, providing the licensees with the opportunity to show cause as to why their licenses to practice pharmacy in New Hampshire should be continued. Voted (unanimous).**

**B. Schedule of CE Administrative Fines**

The Council also recommended that the Schedule of Administrative Fines and Penalties for CE Violations as levied in 2005, be continued for 2006 non-compliance.

**Motion (Petrin/Bowersox) to approve and continue to apply the above-referenced schedule of fines and penalties for CE violations, a copy of which is attached to these minutes. Voted (unanimous).**

**V. COMPLIANCE UNIT**

**Activity Report**

- May 2006

**Motion (Manoukian/Hayes) to accept the report as submitted. Voted (unanimous).**

VI. NEW BUSINESS

A. **Cardinal Health – Pyxis Products Division**

The Board reviewed a request from **Karen Nishi**, Director of Regulatory Affairs at Cardinal, for advice in responding to a NH hospice client for the installation of a Pyxis machine (in NH) to be “serviced” by a mail-order pharmacy located in Pennsylvania (Hospice Pharmacia – Sharon Hill, PA – owned by Omnicare – NH Registration No. NR0496).

**Item tabled for additional information and further consideration.**

B. **Strategic Planning Initiative**

President Genovese requested that members of the Board and staff prepare discussion topics/issues, including suggested amendments/additions to the rules as well as any new legislation for consideration during the 2007 legislative session. The Board will begin strategic planning on August 16, 2006 during a special session, which will be convened by President Genovese, immediately following the Board’s regular monthly meeting.

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The meeting was recessed at 11:23 A.M. and called back to order at 11:33 A.M.

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*A non-public session was called (Manoukian/Hayes) at 11:24 A.M. with Commissioners Bowersox, Genovese, Hayes, Keans, Manoukian, and Petrin present.*

*Discussions and/or decisions occurring during this non-public (confidential) session were according to RSA 91-A:3, I & II and involved information pursuant to personnel matters .*

*The non-public session was adjourned at 11:33 A.M.*

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VII. ADJOURNED 11:35 A.M.

Respectfully submitted,

Sandra B. Keans  
Secretary  
FOR THE BOARD

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*A subcommittee of the Board, along with interested parties met following the Board's regular meeting to discuss initial rulemaking proposals relative to Centralized Prescription Processing. The subcommittee will again meet at a date and time to be announced at the next (July 19, 2006) Board meeting.*

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